

APPROVED: Meeting No. 30-92

ATTEST: 

MAYOR AND COUNCIL
ROCKVILLE, MARYLAND
Meeting No. 29-92

July 27, 1992

The Mayor and Council of Rockville, Maryland, convened in General Session in the Council Chamber, Rockville City Hall, 111 Maryland Avenue, Rockville, Maryland, on July 27, 1992, at 7:30 p.m.

PRESENT

Councilmember Rose G. Krasnow (Mayor Pro Tem)

Councilmember James F. Coyle

Councilmember James T. Marrinan

ABSENT

Mayor Douglas M. Duncan (Business Travel)

Councilmember David Robbins (Business Travel)

In attendance: City Manager Bruce Romer, City Clerk Sharon Gran and City Attorney Paul Glasgow.

Upon motion of Councilmember Marrinan, duly seconded and unanimously passed, Councilmember Krasnow was designated as Mayor Pro Tem for the evening's meeting.

Re: City Manager's Report

1. This past weekend, the employment section of the Americans with Disabilities Act (ADA) became effective for a large segment of corporations and government entities. Because the City has more than 25 employees, it is now subject to this Act. All of the interim goals set for compliance with this law have been achieved, and a detailed report will be forwarded to the Mayor

Meeting No. 29-92

2

July 27, 1992

and Council which will set forth the necessary adjustments in employment practices and activities to ensure accessibility to individuals with disabilities.

Councilmember Coyle requested information regarding the financial impact to the City relative to compliance with the ADA, and the City Manager noted that this information will be provided.

Councilmember Krasnow inquired as to whether the City receives requests from citizens regarding other non-City matters associated with the ADA. The City Manager responded that citizens can be referred to the City's ADA Coordinator who serves as a resource with respect to this law.

2. Next Tuesday is the annual National Night Out celebration, and the City expects a record number of participating neighborhoods and groups. Information will be provided to the Mayor and Council listing the neighborhoods involved and the various types of activities planned.

3. The City is now airing on Channel 53 the second in our Spanish language television programming. The topic of this Cityscape special is "Understanding the Police," and features responses to questions by Chief Treschuk. Special thanks go to Betty Valdes, Hispanic Affairs Liaison for Montgomery County, who moderated the program.

Councilmember Krasnow commented that she had attended the Lincoln Park Fun Day on Sunday, and representatives of Hispanics United for Rockville commented on the tremendous response they have received to this TV show.

4. On Wednesday evening of this week, there will be a dedication of the Teen Mural Project at Twinbrook Recreation Center from 6:00 p.m. to 7:00 p.m.

Re: Citizens Forum

At this time, the Mayor Pro Tem opened the meeting to hear from any citizen who

Meeting No. 29-92

3

July 27, 1992

wished to address the Mayor and Council.

1. Stephen Peck, 9005 Scott Drive, advised the Mayor and Council that the Maryland-National Capital Park and Planning Commission last Thursday approved final plans for a housing development that borders Glen Mill Road, Route 28 and Travilah Road which incorporates an intersection at Veirs and Glen Mill which will feed into the Veirs/Scott Drive intersection. He noted the concerns of area residents regarding the impact on local traffic, particularly in the area of Scott Drive, of this 700-1200 unit development.

The City Manager advised that staff will continue to work with Stephen Peck and neighbors on this and a number of issues. There are a number of access points for this development, one being at Veirs/Scott Drive. Information will be provided to the Mayor and Council as to the criteria used by the Planning Board to respond to the traffic in this area.

Councilmember Marrinan expressed concern with the lack of coordination on the part of the County with the City on the details of this project which abuts the City. It was agreed that the Mayor and Council would review this matter carefully.

2. John Tyner, 5911 Halpine Road, addressed three separate issues:

It has come to the attention of Twinbrook Citizens Association (TCA) that the Impara Residential Townhouse development has been sold to a Virginia developer. He wanted it clearly understood that the TCA's testimony was in support of this particular project and, if there has been a subsequent change of ownership, TCA representatives reserve the right to review the new plans.

The City Manager advised that he will check into this matter.

The TCA is sponsoring a Friends of the Library Chapter at the Twinbrook Library. He noted the recent events in which it was proposed that the Twinbrook Library be closed. Since the

Meeting No. 29-92

4

July 27, 1992

criteria for closing libraries has not changed, this Friends of the Library Chapter will work with the Library Board to see if there are recommendations the citizens can make regarding the criteria.

Finally, Mr. Tyner reported that Craig Falk, a member of the City's Economic Development Council, is the new President of the Twinbrook Citizens Association. He distributed copies of the new listing of officers.

3. Fred Evans, former resident of Rockville, referenced the recently approved "Willows of Potomac" project and reiterated the concerns previously expressed by Mr. Peck concerning the impact on traffic, especially at Veirs and Scott Drive. He noted that the development will exacerbate an already negative traffic situation.

Councilmember Coyle commented that an earlier concern was speeding on Scott Drive which poses a safety issue in view of the proximity of the National Lutheran Home and Frost Intermediate School.

There being no other citizens wishing to be heard, the Mayor Pro Tem closed the Citizens Forum portion of the meeting.

Re: Approval of Minutes

Upon motion of Councilmember Coyle, duly seconded and unanimously passed, the minutes of Meeting No. 27-92 (July 13, 1992) were approved, as written.

Upon motion of Councilmember Marrinan, duly seconded and unanimously passed, the minutes of Meeting No. 28-92 (July 20, 1992) were approved, as written.

Re: Consent Agenda

Councilmember Coyle requested the removal of Item B from the Consent Agenda. Upon motion of Councilmember Coyle, duly seconded and unanimously passed, the following Consent Agenda Items were approved:

- A. Award of Bid No. 12-93, Annual Traffic Signal Maintenance, to Hawkins Electric Company, for the low bid amount of \$59,926.

This contract is renewable for an optional second year and would be funded primarily from the FY1993 Traffic Operations budget in addition to small appropriations from four capital projects.

- C. Approval of procurement of software maintenance for the City's accounting and payroll systems from American Management Systems, in the amount of \$46,365.97.

American Management Systems, from whom the software was purchased, is the only company which can provide this maintenance which includes continued product warranty, problem resolution services and updated software releases as well as technical bulletins and membership in the user's group. Sufficient funds are available for this procurement.

- D. Approval of sole source purchase of Toro Hydroject 3000 Aerator for the Redgate Golf Course from Turf Golf Equipment and Supply Co., Inc., in the amount of \$23,910.

The Toro Hydroject 3000 is the only unit of its type on the market which can accomplish aeration in any type of weather with no surface disruption of the playing surface or increased stress to the turf. Turf Equipment and Supply Co., Inc. is the area service and warranty dealer

Meeting No. 29-92

6

July 27, 1992

for the Toro Golf Course Equipment and the only one which can supply this piece of equipment. Funds in the amount of \$26,000 have been budgeted for this purchase.

- E. Introduction of Ordinance to adopt Text Amendment Application T-128-92, Joseph A. Lynott, attorney for Marlo Furniture Company, Applicant.

This application proposes to amend the Zoning Ordinance to remove a prohibition on filing a local map amendment in the RPC (Rockville Pike Commercial) Zone.

- F. Introduction of Ordinance to Grant Street Closing and Abandonment Application SCA-66-92, New Concept Homes, Inc., Applicant.

This application requests abandonment of an unimproved alley right-of-way located off N. Van Buren Street, approximately 150 feet south of North Street.

Re: Approval of sole source contract for maintenance and usage charges for the City's primary copy machine to Eastman Kodak in the amount of \$20,364.

Because of the complexity of the machine, only the manufacturer, Eastman Kodak, is authorized to perform maintenance. This sole source maintenance contract covers all preventive maintenance and repair costs for 12 months.

Meeting No. 29-92

7

July 27, 1992

Sufficient funds have been budgeted for this contract.

Councilmember Coyle had requested the removal of this Item (B) from the Consent Agenda so that staff could provide an explanation of the need for a sole source contract. Staff responded that the copier provides all high speed and high volume copying work in the City. Because of the complexity of the machine and the need for highly trained technicians, Eastman Kodak is the only authorized service provider. Councilmember Coyle was advised that the purchase of this machine and the original service contract were the result of a competitive bidding process. The response rate for service has been good, and this contract does not represent a significant increase over the current contract. The maintenance cost is dependent in part upon the volume of copies made.

Upon motion of Councilmember Coyle, duly seconded and unanimously passed, the Mayor and Council approved the sole source contract, in the amount of \$20,364, with Eastman Kodak for maintenance and usage of the City's primary copy machine.

Re: Adoption of Resolution to deny Map Amendment Application M-58-92, Maung Tin and Mya Nwe Hlaing, Applicants.

This application requests zoning reclassification from the R-E, Residential Estate, Zone to the R-S, Suburban Residential, Zone for a 52,141 square foot lot at the corner of Glen Mill Road and Veirs Drive.

Resolution No. 10-92

The City Manager noted that the map amendment was the subject of a public hearing,

Meeting No. 29-92

8

July 27, 1992

and there were a number of negative comments received regarding this application. Both the Planning Commission and Planning staff recommended denial, and staff was subsequently instructed by the Mayor and Council to prepare the necessary documentation to deny this application. The Mayor Pro Tem and Council were advised that the applicants understand the reasons for denial of this application.

Upon motion of Councilmember Marrinan, duly seconded and unanimously passed, Resolution No. 10-92, the full text of which can be found in Resolution Book No. 10 of the Mayor and Council, was adopted to deny Map Amendment Application M-58-92, Maung Tin and Mya Nwe Hlaing, Applicants, requesting zoning reclassification from the R-E, Residential Estate, Zone to the R-S, Suburban Residential, Zone for a 52,141 square foot lot at the corner of Glen Mill Road and Veirs Drive.

Re: FYI/Correspondence

None.

Re: New Business

Councilmember Coyle referenced a letter from National League of Cities regarding a number of critical issues still pending before Congress. These issues include the city aid bill, community development block grant (CDBG) program, community control over Cable TV and preventing new, unfunded mandates for stormwater, drinking water and the Fair Labor Standards Act. He suggested that the City may wish to take a position on these issues and forward same to our congressional leaders.

The City Manager responded that a recommended position paper would be prepared to be placed on next Monday evening's agenda.

Councilmember Marrinan reported that he attended the Lincoln Park Fun Day on

Meeting No. 29-92

9

July 27, 1992

Sunday and observed that the interaction between the police (both city and county) with the residents of Lincoln Park, members of the Hispanic community and other attendees was excellent, and the concept of community policing is very evident. He commended the City's Police Chief for encouraging community policing and recognized the efforts of Officer Jeff Parke.

This past weekend, the University of Maryland's Shakespeare on Wheels troupe performed *Othello* in Courthouse Square. Despite the rain on Friday evening, Councilmember Marrinan and his wife enjoyed the performance. He commended staff for coordinating this event which encourages the use of Courthouse Square.

A listing of the 500 top Hispanic-owned businesses in the country was referenced in today's Washington Post, and Councilmember Krasnow reported that a Rockville firm, CTA, Inc., was listed as number 15. She requested that appropriate recognition be given this company.

Re: Next Meeting

The next meeting will be a general session on August 3, 1992. There are several bid awards scheduled as well as adoption of two ordinances and acceptance for processing of a new text amendment.

Re: Adjournment

Upon motion of Councilmember Coyle, duly seconded and unanimously passed, the meeting was adjourned at 8:02 p.m., to convene again in General Session on Monday, August 3, 1992, or at the call of the Mayor.